



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, November 23, 2010

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

2. Opening

A. Pledge of Allegiance to the Flag of the United States of America: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands: one nation under God, indivisible, with liberty and justice for all.

B. Pledge of Allegiance to the Texas State Flag: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

3. Presentations

[2010-0296](#) Presentation by the Texas Film Commission designating the City of Pflugerville as Film Friendly.

[2010-0294](#) Presentation by the City of Pflugerville Police Department Animal Control to Ms. Lissa Slovacek, Ms. Heather Shaddock, and Ms. Lynn Vaughan of the Pflugerville Pfurry Pfriends in appreciation of their contribution to the recent improvements to the dog runs at the Pflugerville Animal Shelter.

4. Public Hearing and Ordinance First Reading

[2010-0243](#) Hold a public hearing and consider an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, DESIGNATING A CERTAIN AREA AS REINVESTMENT ZONE NO. ONE, CITY OF PFLUGERVILLE, TEXAS; ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATING THERETO; AND PROVIDING FOR AN EFFECTIVE DATE. The City Council is expected to retire to executive session on the item for deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding the creation of this proposed Tax Increment Reinvestment Zone (TIRZ) with Newland Communities. Any action will take place in open session.

5. Public Comment

In accordance with the Texas Attorney General's Opinion, any public comment that is made on an item that is not on the published final agenda will only be heard by the City Council. No formal action, discussion, deliberation, or comment will be made by the City Council. Each person providing public comment will be limited to 3 minutes.

Reading of the Consent Agenda

The following items may be acted upon in a single motion. No separate discussion or action on any of these items will be held unless requested by a member of the City Council. Public comment on consent agenda items may be heard without removing the item from the consent agenda. Each person providing public comment will be limited to 3 minutes.

6. Approval of Minutes

[2010-0335](#) Approval of the minutes of the November 2, 2010, Special Meeting; and November 9, 2010, Worksession and Regular Meeting.

7. Ordinances First Reading

[ORD-0033](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ANNEXING FOR FULL PURPOSES, APPROXIMATELY 159 ACRES OF LAND GENERALLY LOCATED EAST OF HEATHERWILDE BLVD., NORTH OF SH 45, AND SOUTH OF GATTIS SCHOOL ROAD, IN TRAVIS COUNTY TO INCLUDE THE GREENRIDGE SUBDIVISION PHASES 1-6; TO BE KNOWN AS THE GREENRIDGE 2010 ANNEXATION; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; AND PROVIDING AN EFFECTIVE DATE.

[ORD-0031](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, CHAPTER 150, REGARDING THE ADOPTION OF THE INTERNATIONAL BUILDING CODES, 2009 EDITION; REPEALING ARCHAIC SECTIONS; PROVIDING FOR SEVERABILITY; ESTABLISHING PENALTIES NOT TO EXCEED \$2,000.00 PER OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

8. Ordinances Second Reading

[ORD-0021](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 157 UNIFIED DEVELOPMENT CODE AMENDING SUBCHAPTER 4 ESTABLISHMENT OF DISTRICTS AND BOUNDARIES TO ALLOW ATHLETIC FIELD LIGHTING BY SPECIFIC USE PERMIT, AND AMENDING SUBCHAPTER 13. LIGHTING STANDARDS TO ADD SECTION 13. ATHLETIC FIELD LIGHTING REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERABILITY CLAUSE AND DECLARING AN EFFECTIVE DATE.

[ORD-0025](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 157 UNIFIED DEVELOPMENT CODE AMENDING SUBCHAPTER 5 ESTABLISHMENT OF OVERLAYS AND SPECIAL DISTRICTS, SECTION A. CENTRAL BUSINESS DISTRICT (CBD), SUBSECTION 3, AND AMENDING SUBCHAPTER 4 ESTABLISHMENTS OF DISTRICTS AND BOUNDARIES, SECTION B. OFFICE, RETAIL AND COMMERCIAL ZONING DISTRICTS, SUBSECTION 3, PROVISION 12, TO ALLOW FOR A BODY ART STUDIO BY SPECIFIC USE PERMIT; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE.

[ORD-0024](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, DESIGNATING A CERTAIN AREA AS THE PFLUGERVILLE RENEWABLE ENERGY REINVESTMENT ZONE FOR THE CITY OF PFLUGERVILLE, TEXAS; ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATING THERETO; AND PROVIDING FOR AN EFFECTIVE DATE.

9. Other Actions

[2010-0330](#) Review of Quarterly Investment Report for the quarter ending September 30, 2010.

[2010-0338](#) Authorizing the City Manager to respond to the Texas Water Development Board's (TWDB) invitation to apply for the State Fiscal Year (SFY) 2011 Clean Water State Revolving Fund (CWSRF) Mainstream Funding for the Wilbarger Creek Regional Wastewater Treatment Facility and Wilbarger Creek Interceptor and Reuse System projects.

- [2010-0342](#) Approving the Mayor's appointment of Linda Atkins, Michael Russell, Robert Spoonemore, and Judith Carter to the Personnel Appeal Board for three-year terms beginning January 1, 2011.

Action on the Consent Agenda

10. Ordinances First Reading

- [ORD-0029](#) Discuss and consider approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, CHAPTER 90, REGARDING ANIMALS, PROVIDING FOR THE REGULATION OF AGGRESSIVE DOGS, REQUIRING THE OWNERS OF AGGRESSIVE DOGS TO OBTAIN LIABILITY INSURANCE AND ADEQUATELY RETRAIN AGGRESSIVE DOGS, PROVIDING A HEARING FOR THE OWNER OF AN AGGRESSIVE DOG, PROVIDING FOR A PENALTY NOT TO EXCEED \$500.00 AND PROVIDING AN EFFECTIVE DATE

11. Discuss and consider action

- [2010-0345](#) Discuss and consider action regarding future agenda items.
- [2010-0337](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding the First Supplement and Addendum to the Economic Development Agreement for the Stone Hill Town Center in Pflugerville, Texas. 2.) Open Session Item: Discuss and consider action regarding the First Supplement and Addendum to the Economic Development Agreement for the Stone Hill Town Center in Pflugerville, Texas.
- [2010-0249](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding a Chapter 380 economic development agreement and use of 4B funds with Pecan Street Plaza, LLC or its affiliates for the Pacana ALUR Development. 2.) Open Session Item: Discussion regarding a Chapter 380 economic development agreement and use of 4B funds with Pecan Street Plaza, LLC or its affiliates for the Pacana ALUR Development.
- [2010-0336](#) 1.) Executive Session Item: Consultation with legal counsel regarding agreements with Manville Water Supply Corporation pursuant to Chapter 551.071 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action regarding agreements with Manville Water Supply Corporation.

[2010-0339](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code to discuss hiring a temporary Assistant City Attorney to cover municipal court while City Attorney is on vacation. 2.) Open Session Item: Discussion and action concerning hiring a temporary Assistant City Attorney to cover municipal court while City Attorney is on vacation.

[2010-0314](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code to discuss procedures related to the evaluation of the City Manager and City Attorney. 2.) Open Session Item: Discuss and consider action regarding procedures related to the evaluation of the City Manager and City Attorney.

12. Adjourn

The City Council may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code. Action, if any, will be taken in open session.

Jeff Coleman, Mayor

This is to certify that a copy of this agenda for this meeting was posted on the bulletin board located at the City Municipal Building on November 17, 2010, at 5:00 PM pursuant to Section 551.041, Government Code.

Karen Thompson, City Secretary

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An agenda with links to the supporting documents for this meeting is available for review on the City of Pflugerville website:<http://www.cityofpflugerville.com>. For assistance, please contact the City Secretary's Office at 512-990-6101.